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FILED.

DATED: 4:34 pm, March 16, 2023

U.S. MAGISTRATE JUDGE

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ADRIEN TYRIE MACKLIN-HICKS,
aka "Drae"

Defendant.

Case No. 2:23-mj-00219-DJA

COMPLAINT

VIOLATIONS:

18 U.S.C. §§ 922(a)(1)(A) and
924(a)(1)(D) – Engaging in the Business
of Dealing or Manufacturing Firearms
Without a License

18 U.S.C. § 933(a)(1) and (b) –
Trafficking Firearms

18 U.S.C. §§ 922(g)(1) and 924(a)(2)
Felon in Possession of a Firearm

BEFORE the United States Magistrate Judge, Las Vegas, Nevada, the undersigned
Complainant, being duly sworn, deposes and states:

COUNT ONE

Engaging in the Business of Dealing Firearms Without a License
(18 U.S.C. §§ 922(a)(1)(A) and 924(a)(1)(D))

Beginning from a time unknown but no earlier than February 13, 2023, and
continuing up to and including March 16, 2023, in the State and Federal District of
Nevada,

ADRIEN TYRIE MACKLIN-HICKS,
aka "Drae,"

defendant herein, not being a licensed dealer, importer, and manufacturer of firearms within the meaning of Chapter 44, Title 18, United States Code, willfully engaged in the business of dealing in, importing, and manufacturing firearms, all in violation of Title 18, United States Code, Sections 922(a)(1)(A) and 924(a)(1)(D).

COUNT TWO
Trafficking Firearms
(18 U.S.C. §§ 933(a)(1) and (b))

Beginning from a time unknown but no earlier than February 13, 2023, and continuing up to and including on or about March 16, 2023, in the State and Federal District of Nevada,

ADRIEN TYRIE MACKLIN-HICKS,
aka "Drae,"

defendant herein, knowingly transferred and disposed of firearms to another person, in or affecting interstate or foreign commerce, knowing or having reasonable cause to believe that the use, carrying, and possession of said firearms by the recipient would constitute a felony, as defined in 18 U.S.C. § 932(a), all in violation of Title 18, United States Code, Section 933.

COUNT THREE
Felon in Possession of a Firearm
(18 U.S.C. §§ 922(g)(1) and 924(a)(2))

Beginning from a time unknown but no earlier than February 13, 2023, and continuing up to and including on or about March 16, 2023, in the State and Federal District of Nevada,

ADRIEN TYRIE MACKLIN-HICKS,
aka "Drae,"

defendant herein, knowing he had previously been convicted of crimes punishable by imprisonment for a term exceeding one year, to wit: *Felon in Possession of a Firearm*, on or about December 19, 2018, in the Federal District of Nevada under case number 2:17-cr-00396-JCM-VCF; and *Attempted Robbery*, on or about October 10, 2016, in the Eighth Judicial District Court of Nevada, under case number C-16-315866-1; knowingly possessed a firearm, to wit: a Spike's Tactical, Model ST-15, multi-caliber AR-style firearm, bearing serial number SS028211; a Glock, Model, 19 Gen 5, 9MM pistol, bearing serial number BZBX475; a Glock, Model 19 Gen 5, 9MM pistol, bearing serial number BZBY033; an Ares Defense (Fightlite Industries), Model SCR, .556 caliber AR-style pistol bearing serial number AFL-001586; a ROMARM/CUGIR, Model Micro Draco, .762 caliber pistol, bearing serial number ROA 22 PMD-38603; and an F.N. (FN HERSTAL), Model Five-Seven, 5.7x28 caliber pistol, bearing serial number 386205776; said possession being in and affecting interstate commerce and said firearms having been shipped and transported in interstate commerce, all in violation of Title 18, United States Code, Sections §§ 922(g)(1) and 924(a)(2).

PROBABLE CAUSE AFFIDAVIT

Your Complainant, Brittany Nimmo, as a Special Agent with the Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF), states the following as and for probable cause:

1. Your Complainant is a Special Agent with the Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF), a component of the United States Department of Justice, and has been so employed since December of 2020. Your Complainant is currently assigned to the ATF Las Vegas Group II Crime Gun Intelligence Task Force.

1 2. The following information contained within this criminal complaint is
2 based upon your Complainant's participation in this investigation as well as information
3 and reports provided to me by other law enforcement personnel. This statement does not
4 include all information in reference to this investigation, but rather only those facts
5 necessary to establish probable cause. All times are approximate.

6 **FACTS ESTABLISHING PROBABLE CAUSE**

7 3. On or about February 13, 2023, an ATF Confidential Informant (hereinafter
8 "CI-1")¹ contacted your Complainant and provided information that he/she believed that
9 a person by the name of "Drae," later identified as ADRIEN TYRIE MACKLIN-HICKS,
10 was selling firearms in the Las Vegas, Nevada area. CI-1 stated he/she had known "Drae"
11 for approximately six months. CI-1 informed your Complainant that he/she had
12 knowledge that "Drae" was a convicted felon based upon previous conversations with
13 MACKLIN-HICKS, as well as a mutual incarcerated friend who knows both CI-1 and
14 MACKLIN-HICKS. CI-1 informed investigators that he/she obtained "Drae's" phone
15 number through Instagram messenger in or around the month of December 2022. CI-1
16 provided investigators with "Drae's" cell phone number: (725) 710-6697 (hereinafter
17 "TT-1"). CI-1 also sent a screenshot of MACKLIN-HICKS' Facebook page with the
18 username of "Drae Hunnid" to investigators. CI-1 also provided agents with a screen
19 capture from the "Drae Hunnid" Facebook account of a video story of an AR style
20 firearm with a thin blue line flag that appeared to be tan/black in color.

21
22 _____
23 ¹ CI-1 has worked for the ATF as an official confidential information in exchange
24 for cash payment for approximately two years. CI-1's information has proven reliable in
the past on several investigations. CI-1 has arrests for Domestic Battery and Displaying
Fictitious Registration, but no convictions appear on CI-1's criminal background.

1 4. Your Complainant conducted an open-source check of TT-1 and learned
2 MACKLIN-HICKS was associated with the phone number.

3 5. ATF agents then conducted National Crime Information Center (“NCIC”)
4 queries of MACKLIN-HICKS’ criminal history and located the following felony
5 convictions:

6 a. On or about December 19, 2018, MACKLIN-HICKS was convicted
7 of *Felon in Possession of a Firearm*, in violation of 18 U.S.C.
8 § 922(g)(1), under case number 2:17-cr-00396-JCM-VCF, in the
9 United States District Court of Nevada. MACKLIN-HICKS is
10 currently on Federal Supervised Release which is set to expire in
11 June 2023.

12 b. On or about October 10, 2016, MACKLIN-HICKS was convicted
13 for *Attempted Robbery*, in violation of NRS 100.380 and 193.330,
14 under case number C-16-315866-1, in the Eighth Judicial District
15 Court of Nevada.

16 6. Your Complainant conducted a Nevada Department of Motor Vehicles
17 (DMV) check for MACKLIN-HICKS and reviewed the Nevada DMV photograph of him
18 that was captured on or about January 13, 2022.

19 7. Your Complainant then contacted CI-1 and showed CI-1 the DMV photo of
20 MACKLIN-HICKS. CI-1 identified MACKLIN-HICKS as the person he/she knew to be
21 “Drae.”

22 8. On or about February 14, 2023, the ATF and LVMPD conducted a
23 controlled purchase operation of one (1) Spike’s Tactical, ST-15, multi-caliber AR-style
24 firearm, bearing serial number SS028211, from MACKLIN-HICKS involving CI-1 and an

1 additional CI (hereinafter “CI-2”).² The operation occurred in Las Vegas, Nevada.³ The
2 details of the controlled purchase were gathered through surveillance, CI debriefs, and a
3 review of electronic surveillance footage. The controlled purchase was video and audio
4 recorded. Below is a summary of the controlled purchase operation:

5 a. At approximately 12:03 p.m., investigators observed MACKLIN-
6 HICKS entering the rear passenger seat of the CI vehicle. MACKLIN-HICKS, CI-1, and
7 CI-2 engaged in conversation, and discussed the price of the firearm. Upon agreement of
8 price, CI-2 counted out \$1,500 of previously documented agent cashier funds in exchange
9 for the aforementioned firearm. CI-2 informed MACKLIN-HICKS that he/she takes the
10 firearms to California. During the controlled purchase operation, MACKLIN-HICKS
11 stated, “I just got out the feds for doin’ all that shit.” At approximately 12:05 p.m.,
12 MACKLIN-HICKS exited the CI vehicle, re-entered his car and the CIs departed from the
13 meet location.

14 9. On or about March 1, 2023, the ATF and LVMPD completed a controlled
15 purchase operation of two (2) Glock 19, Gen 5, 9mm caliber pistols, bearing serial
16 numbers BZBX475 and BZBY033, and one (1) Fightlite SCR, .556 caliber AR-style pistol
17 bearing serial number AFL-001586, from MACKLIN-HICKS involving CI-2 and an ATF
18 undercover agent (hereinafter “UC”). The operation occurred in Las Vegas, Nevada.⁴
19

20 ² CI-2 has been working for ATF for approximately over two months. Prior to
21 working as an ATF informant, CI-2 worked as a confidential informant for the Bakersfield
22 Police Department (PD) in California. CI-2’s information has proven reliable in the past
23 while working for Bakersfield PD. CI-2 has several arrests for robbery, driving violations,
24 felon in possession of firearm, and battery offenses. CI-2 was convicted in 2017 for
Possession of a Firearm by a Felon.

³ The full address is known to the investigators.

⁴ The full address is known to the investigators.

1 The details of the controlled purchase were gathered through surveillance, CI debriefs, UC
2 reporting, and a review of electronic surveillance footage. The controlled purchase was
3 video and audio recorded. Below is a summary of the controlled purchase operation:

4 a. At approximately 2:06 p.m., investigators established surveillance at
5 the meet location. At approximately 2:24 p.m., investigators observed MACKLIN-
6 HICKS arrive at the meet location in his car, exit his car and enter the CI vehicle in the
7 front passenger seat. MACKLIN-HICKS took out the three firearms and showed them to
8 CI-2 and the ATF UC. Upon agreement of price, CI-2 provided MACKLIN-HICKS with
9 \$1,000 of previously documented agent cashier funds for the Glock 19 bearing serial
10 number BZBX475. The ATF UC then proceeded to count out \$2,800 of previously
11 documented agent cashier funds and provided it to MACKLIN-HICKS in exchange for
12 the Glock 19 bearing serial number BZBY033 and the Fightlite SCR bearing serial
13 number AFL-001586. At approximately 2:41 p.m., MACKLIN-HICKS exited the CI
14 vehicle and went back to the MACKLIN-HICKS' VEHICLE, departing shortly
15 thereafter.

16 10. On or about March 10, 2023, the ATF completed a controlled purchase
17 operation of one (1) Micro-Draco 7.62 pistol, bearing serial number ROA 22 PMD-38603,
18 one (1) FN Five-Seven, 5.7 pistol bearing serial number 386205776, and one (1) suspected
19 MCD from MACKLIN-HICKS involving CI-2 and the ATF UC. The operation occurred
20 in Las Vegas, Nevada.⁵ The details of the controlled purchase were gathered through
21 surveillance, CI debriefs, UC reporting, and a review of electronic surveillance footage.

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23
24 ⁵ The full address is known to the investigators.

1 The controlled purchase was video and audio recorded. Below is a summary of the
2 controlled purchase operation:

3 a. At approximately 2:11 p.m., the ATF UC and CI-2 arrived at the
4 meet location. MACKLIN-HICKS exited the front driver side door of his car and entered
5 the CI car. MACKLIN-HICKS handed two firearms and a suspected machinegun
6 conversion device to CI-2 and the ATF UC. CI-2 then counted out \$2,300 in previously
7 recorded ATF funds and handed it MACKLIN-HICKS in exchange for the FN 5.7 pistol
8 bearing serial number 386205776. The ATF UC then handed \$2,700 in previously
9 recorded ATF funds to MACKLIN-HICKS in exchange for the suspected MCD and
10 Micro-Draco 7.62 pistol bearing serial number ROA 22 PMD-38603.

11 11. A Federal Firearms Licensee (FFL) database query was conducted of
12 MACKLIN-HICKS. The query resulted in MACKLIN-HICKS not having, nor did he
13 ever have, a Federal Firearms License to engage in the business of dealing firearms.

14 12. Your Complainant has consulted with a Special Agent and interstate nexus
15 expert from the ATF and learned that all of the firearms identified herein were
16 manufactured outside of the State of Nevada and, therefore, were shipped and transported
17 in interstate commerce in order for them to be in MACKLIN-HICKS possession in the
18 state and federal district of Nevada.

19 13. The suspected MCD purchased on or about March 10, 2023, is pending an
20 ATF Firearms Technology Criminal Branch examination for a machinegun
21 determination.

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CONCLUSION

14. Based upon the foregoing facts and information, your Complainant respectfully submits that there is probable cause to believe that ADRIEN TYRIE MACKLIN-HICKS committed the offenses of 18 U.S.C. § 922(a)(1)(A), *Dealing, Importing, or Manufacturing a Firearm Without a License*, 18 U.S.C. § 933(a), *Trafficking in Firearms*, and 18 U.S.C. § 922(g)(1), *Felon in Possession of a Firearm*.



Special Agent Brittany Nimmo
Bureau of Alcohol, Tobacco, Firearms
and Explosives

Attested to by the applicant in accordance with the requirements of Fed. R. Crim. P. 4.1 by telephone on this 16th day of March, 2023.



HONORABLE DANIEL J. ALBREGTS
UNITED STATES MAGISTRATE JUDGE

